

Amendment No. 8 to HB1420

McDonald
Signature of Sponsor

AMEND Senate Bill No. 1916*

House Bill No. 1420

By adding the following as a new subdivision (a)(4) to the amendatory language of Section 9 of the bill:

(4) File with the commissioner a forfeiture bond, policy of errors and omission insurance, or an irrevocable letter of credit, in the amount of thirty thousand dollars (\$30,000), for the benefit of any person who hires the soil scientist and is damaged because of any negligence or fraud by the soil scientist. Any person so damaged may sue directly on the bond without assignment of the bond. Liability under any such bond may not exceed, in the aggregate, the amount of the bond. If the bond ceases to be in effect, the approval of the soil consultant or the percolation tester, or the permit of the installer, shall become null and void, subject to reinstatement, if a new bond is provided. A soil scientist shall be exempt from the provisions of this subdivision (a)(4), upon proof to the department that the soil scientist is in possession of valid errors and omissions insurance.